

Exhibit 11

REDACTED

> From: "Cunard, Jeffrey P." <jpcunard@debevoise.com>
> Date: November 17, 2005 2:39:21 PM PST
> To: "Cindy Cohn" <cindy@eff.org>
> Subject: RE: Suncomm uninstaller vulnerability
>
> Dear Cindy:
>
> Thank you for bringing this to our attention. I am grateful to
> you. We
> are working on trying to remedy the issues previously identified as
> well
> as this one. I have now spoken with Robert Green about the difficulty
> of responding to a second letter on the same timetable as our response
> to the first one.
>
> Jeff
>
> -----Original Message-----
> From: Cindy Cohn [mailto:cindy@eff.org]
> Sent: Thursday, November 17, 2005 4:13 PM
> To: Cunard, Jeffrey P.
> Subject: Suncomm uninstaller vulnerability
>
>
> Dear Jeff,
>
> Fred's out giving a speech this morning so I'm pinch hitting.
>
> In light of our discussions yesterday, in which you asked me to inform
> you as soon as possible if we had discovered any security risks due to
> SunComm's technology, I think you and your clients should look at Ed
> Felten's Freedom to Tinker blog post of a few minutes ago entitled:
> "Not Again! Uninstaller for Other Sony DRM Also Opens Huge Security
> Hole"
>
> <http://www.freedom-to-tinker.com/>
>
> As we feared, it seems that SunComm's technology, specifically here
> the
> uninstaller, has created security risks for users. We don't know how
> many people this affects, but SunComm may since it appears that it
> provides the uninstaller to individuals upon specific request. We
> note
> that Professor Felten's blog does provide a patch, but that it is
> not a
> full correction for this problem.

>
> We worry that this is only the first security problem found with the
> SunComm technology and that others may follow. If you haven't already
> seen it, you may want to look at an earlier post on Professor Felten's
> blog discussing the technology generally, entitled: "Sony Shipping
> Spyware from SunComm, Too," of Saturday November 12.

>
> We are working on a comprehensive letter to you laying out what we
> believe remains to be done to avoid litigation and expect to send it
> shortly. It will include discussion of SunComm technology.

>
> Cindy

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> *****

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